



COUNCIL ASSESSMENT PANEL

AGENDA FOR MEETING WEDNESDAY 9 OCTOBER 2019

6:30pm

The Stirling Conference Room, 63 Mt Barker Road, Stirling

ORDER OF BUSINESS

1. **COMMENCEMENT**
2. **APOLOGIES/LEAVE OF ABSENCE**.....
 - 2.1 Apologies
 - 2.2 Leave of Absence
3. **PREVIOUS MINUTES**
14 August 2019
4. **DELEGATION OF AUTHORITY**.....
Decisions of this Panel were determined under delegated authority as adopted by Council on 28 November 2017
5. **PRESIDING MEMBER'S REPORT**
6. **DECLARATION OF INTEREST BY MEMBERS OF PANEL**
7. **MATTERS LYING ON THE TABLE/MATTERS DEFERRED**.....
 - 7.1 Matters Lying on the Table
Nil

7.2 Matters Deferred

7.2.1 **Development Application 13/30/473 by Mark Musolino for filling of land to a maximum depth of 6.2 metres (non-complying) at 24 & 28 Emmett Road, Crafers West**

Deferred from meeting 8 May 2019

“At the request of Council staff, that a decision on the matter be deferred to enable Council administration to repeat the public notification process in order to comply with the requirements of Regulation 22(5) of Development Regulations 2008.”

Deferred from meeting 10 July 2019

“That a decision on the matter be deferred to enable the applicant to:

- *Provide clean fill certificates or undertake soil samples, surface and ground water testing and analysis by a suitably experienced and qualified site contamination consultant to provide evidence that the fill placed on the site is not contaminated and suitable for a private open space area associated with a dwelling, and that there is no risk of pollution to surface or underground waters.*
- *Provide clarification of the pre 2010 land form, the existing land form with the fill in situ and the final form of the land proposed following the landscaping shown in the landscape concept plan”.*

7.2.2 **Development Application 18/668/473 by Shu-Mu Tseng for a change of use of existing grazing land to include horticulture comprising a tree and flower plantation (8 hectares) at Lot 17 Mount Barker Road, Bridgewater**

Deferred from meeting 12 June 2019

“That a decision on the matter be deferred to enable further discussion between the applicant and Council staff regarding:

- *Buffer Distances;*
- *Plant Species;*
- *External Professional Input; and*
- *CFS Advice*

And the preparation of a detailed landscape plan by a qualified Landscape Designer with planting allocations, buffers, plant species and plant numbers”.

Refer Item 8.1 of this Agenda

7.2.3 Development Application 19/404/473 by Dan Edwards for two (2) frost fans associated with horticulture (maximum height 13.7m) at Lot 19 Forreston Road, Forreston

Deferred from meeting 14 August 2019

“That a decision on the matter be deferred to enable the applicant to review the assessment and weather data that the Acoustic Report is based upon, and for the Council to engage an Acoustic Engineer to undertake a peer review of the revised or original Noise Assessment Report”.

Refer Item 8.2 of this Agenda

8. DEVELOPMENT ASSESSMENT APPLICATIONS

8.1. Development Application 18/668/473 by Shu-Mu Tseng for change of use of grazing to include horticulture - tree and flower plantation (8 hectares/21.7 acres) at Lot 17 Mount Barker Road, Bridgewater – Marie Molinaro/Melanie Scott

8.1.1 Representations
Nil

The applicant (or representative) may be in attendance.

8.1.2 Decision of Panel

8.2. Development Application 19/404/473 by Dan Edwards for two (2) frost fans associated with horticulture (maximum height 13.7m) at Lot 19 Forreston Road, Forreston – Marie Molinaro

8.2.1 Representations
Nil

The applicant (or representative) may be in attendance.

8.2.2 Decision of Panel

9. POLICY ISSUES FOR ADVICE TO COUNCIL

10. OTHER BUSINESS

10.1 Review of Council Assessment Panel (CAP) Operating and Meeting Procedures

11. ORDER FOR EXCLUSION OF THE PUBLIC FROM THE MEETING TO DEBATE CONFIDENTIAL MATTERS

That pursuant to Regulation 13(2)(a) and (b) of the *Planning, Development and Infrastructure (General) Regulations 2017*, an assessment panel may exclude the public from attendance at a meeting during so much of the meeting as is necessary to receive, discuss or consider matters in confidence

12. CONFIDENTIAL ITEM

13. NEXT MEETING

The next ordinary Council Assessment Panel meeting will be held on 13 November 2019

14. CLOSE MEETING